



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of J. Burnes et al.

Date: June 3, 2005

Serial No. 10/677,771

Examiner: M. Safavi

Filed: 10/1/03

Art Group: 3673

For: Faceted end cap for leaching chamber

Atty Docket No. 2312

AMENDMENT

Please amend the claims as shown in the enclosed status of claims.

Please amend the specification by inserting sentences as shown in the attachment.

REMARKS

1. Applicant has filed a request for continuing examination (RCE) and makes this amendment. Applicants do not believe any fee is payable in connection with the amendment, but if it is please charge Deposit Account 14-0711, reference number 2312.
2. Applicants have amended the specification. The amendment is not prohibited new matter. The amendment merely verbalizes what are clearly apparent and inherent features and concept of the drawing. MPEP 608.04, 706.03; Ex parte Horton, 226 USPQ 697 (Bd. App. 1985).
3. Applicants' attorney spoke by telephone conference with examiner about the rejection on May 26, 2005; and, applicants have now substantially re-written their claims to differently and better state the invention. Argument hereinafter is addressed to them as such.
4. To perhaps simplify issues for the examiner, applicants admit saddles for pipes are known in chambers, but not the particular way in which a saddle and sub-saddle are part of the present invention. Applicants do not claim additive novelty with respect to embossing, tearing or otherwise providing for cut-outs of plastic structures for making pipe openings, since they are known in the prior art.
5. Applicants submit the prior rejection under, largely based on Maestro '777, is no longer sufficient in view of the better-written claims; and they submit below argument about why the prior rejection ought not to bar allowance of the current claims 35-51.
6. With respect to the prior rejection: It has been based upon the examiner conceiving the combination of Maestro's two pieces as end cap. Applicant submits doing such ignores the nature and function of chambers and end caps (also known as end plates and end